

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

AUTOMOTIVE PARTS AND
EQUIPMENT MANUFACTURING
INDUSTRY

AS APPROVED ON MARCH 29, 1934



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AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

**AUTOMOTIVE PARTS AND EQUIPMENT
MANUFACTURING INDUSTRY**

As Approved on March 29, 1934

ORDER

**MODIFICATION OF CODE OF FAIR COMPETITION FOR THE AUTOMOTIVE
PARTS AND EQUIPMENT MANUFACTURING INDUSTRY**

An application having been duly made in behalf of the Automotive Parts and Equipment Manufacturing Industry, pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, and the provisions of the Code of Fair Competition for the Automotive Parts and Equipment Manufacturing Industry, duly approved on November 8, 1933, for approval of an amendment to said Code; and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United State, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order Number 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate by reference said annexed report and do find that said amendment and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and do hereby order that, effective immediately, the said Code be and it is hereby amended in the following particulars:

1. In Article III, Section 1, which has heretofore read as follows:
“No employee engaged in the processing of products of this Industry, and in labor operations directly incident thereto, shall work or be permitted to work in excess of 40 hours per week, averaged over each six months' period from the effective date, provided, however, that such employees may be employed not more than 6 days or 48 hours in any one week, and employees engaged in the preparation, care, and maintenance of plant, machinery, and facilities of and for production and in plant protection, shall be exempt from the weekly limitations above provided, but the hours of employment

of any such exempted employees shall not exceed 42 hours per week averaged on an annual basis.”,

shall be modified to read as follows:

“No employee engaged in the processing of products of this Industry, and in labor operations directly incident thereto, shall work or be permitted to work in excess of 40 hours per week, averaged over each period of one year from the effective date, provided, however, that such employees may be employed not more than 6 days or 48 hours in any one week, and employees engaged in the preparation, care and maintenance of plant, machinery, and facilities of and for production and in plant protection, shall be exempt from the weekly limitations above provided, but the hours of employment of any such exempted employees shall not exceed 42 hours per week averaged on an annual basis.”

2. In Article III, Section 2, which has heretofore read as follows:

“No office, salaried, or other employee, not covered by paragraph (1) of this Article, receiving less than \$35.00 per week, shall work or be permitted to work more than 6 days or 48 hours in any one week and not more than an average of 40 hours per week for each six months’ period from the effective date.”,

shall be modified to read as follows:

“No office, salaried, or other employee, not covered by paragraph (1) of this Article, receiving less than \$35.00 per week, shall work or be permitted to work more than 6 days or 48 hours in any one week and not more than an average of 40 hours per week for each period of one year from the effective date”;

and do further order that the previous approval of said Code be and it is hereby modified to include an approval of said Code in its entirety as amended.

HUGH S. JOHNSON.

Administrator for Industrial Recovery.

Approval recommended:

K. M. SIMPSON,

Division Administrator.

WASHINGTON, D.C.,

March 29, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: The Code Authority of the Automotive Parts and Equipment Manufacturing Industry has made application in behalf of said Industry that the Code of Fair Competition for said Industry be amended so as to permit the averaging of hours per week over a period of one year from the effective date instead of over each six months' period from the effective date.

The reason for requesting this amendment is that due to the recent change in the Code for the Automobile Manufacturing Industry whereby the members of that Industry are allowed to average hours over a period of one year, the automobile manufacturers are able to work the maximum hours per week during the peak production period while the automotive parts manufacturers, who supply a large proportion of the parts for automobile production, are faced at the present time with the necessity of reducing the hours of employment per week in order to arrive at the average permitted under the Code for the six months' period ending May 18, 1934.

In order to comply with the provisions of the Code as now written, the parts manufacturers are faced with the alternative of working up to the maximum of 48 hours per week permitted by the Code until approximately April 10, 1934, at which time they would have to lay off their men in order to stay within the averaging provision of the Code or drastically reduce the hours per week immediately for the balance of the period. In either case they would be unable to maintain the necessary production of parts for automobile production which, in turn, would make it impossible for the automobile manufacturers to maintain production schedules.

Owing to the close proximity of automotive parts plants and automobile plants, the parts manufacturers have been faced for several weeks with the problem of retaining their skilled workers who, aware of the ability of the automobile manufacturers to work a greater number of hours per week during the peak period, have in large numbers been leaving the parts plants and going to work in automobile plants. I am advised that in one case this turn-over has been at times as high as 100 men per day.

I have been advised that a survey, which is practically completed, shows that there are, at the present time, more employees in the Automotive Parts and Equipment Manufacturing Industry than in the peak period of 1929 and that the average hourly rate is at least equal to that of 1929.

FINDINGS

The Deputy Administrator in his final report to me having found as herein set forth and on the basis of all the proceedings in this matter;

I find that:

(a) Compliance with the Code as now written on the part of the automotive parts manufacturers would result in a drastic curtailment of production.

(b) Such curtailment would result in similar curtailment of production in the automobile Industry.

(c) The Automotive Parts and Equipment Manufacturing Industry has effectuated the purposes of the National Industrial Recovery Act, employment being greater than that of 1929 and average hourly rates of pay being at least equal to those of 1929.

For these reasons, therefore, I have approved this application.

Respectfully,

HUGH S. JOHNSON,
Administrator.

MARCH 29, 1934.

Approved Code No. 105—Amendment No. 1
Registry No. 1404-02

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